



PATENT  
ATTORNEY DOCKET NO.: 47233.0042

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:

Mitsuru MAEDA et al.

Application No.: 10/500,334

Filed: December 30, 2004

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)  
) Confirmation No.: 8952  
)  
) Group Art Unit: 1623  
)  
) Examiner: Traviss C. McIntosh, III  
)

For: 2-O-( $\beta$ -D-GLUCOPYRANOSYL) ASCORBIC ACID, PROCESS FOR ITS  
PRODUCTION, AND FOODS AND COSMETICS CONTAINING COMPOSITIONS  
COMPRISING IT

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Window, MAIL STOP AMENDMENT  
Randolph Building  
Alexandria, VA 22314

Sir:

**RESPONSE TRANSMITTAL FORM**

1. Transmitted herewith is a Response to the Office Action dated December 22, 2006, responding to the Office Action of July 31, 2006.
2. Additional papers enclosed:

- ☐ Submission of Replacement Drawing Sheets  
☐ Copy of PTO-1449 filed June 28, 2004  
☐

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input checked="" type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input type="checkbox"/> three months	\$ 1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,590.00	\$ 795.00

Extension of time fee due with this request: \$450.00.

If an additional extension of time is required, please consider this a Petition therefor.

☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	10	minus	23	1	x \$50 each =	+ .00
Independent Claims (37 C.F.R. §1.16(b))	6	minus	7		x \$200 each =	+ .00
[ ] First presentation of Multiple dependent claim(s)					\$360.00	+ \$0.00
SUB-TOTAL =						.00
Reduction by ½ for filing by a small entity						- \$0.00
TOTAL FEE =						.00

6. Fee Payment

- ☒ Enclosed is Check No. 0002536 ~~0003524~~ in the amount of \$450.00.
- ☐ The Commissioner is hereby authorized to charge Deposit Account No. 50-0573 in the amount of \_\_\_\_\_.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0573.

Respectfully submitted,

**DRINKER BIDDLE & REATH LLP**

Dated: December 22, 2006

By: 

Mercedes K. Meyer, Ph.D., Esq.

Reg. No. 44,939

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